

Message Text

UNCLASSIFIED

PAGE 01 WARSAW 01556 211243Z

51

ACTION SMI-01

INFO OCT-01 EUR-25 ISO-00 SCI-06 L-03 NSF-04 NAS-01

CIAE-00 DODE-00 INR-10 NSAE-00 PA-04 RSC-01 USIA-15

PRS-01 SPC-03 NSC-07 ABF-01 OMB-01 TRSE-00 EB-11

COME-00 LOC-01 IO-14 HEW-08 EPA-04 AGR-20 DOTE-00

INT-08 HUD-02 DRC-01 (ISO) W
----- 044498

R 211144Z MAR 74

FM AMEMBASSY WARSAW

TO SECSTATE WASHDC 8202

UNCLAS WARSAW 1556

E.O. 11652: N/A

TAGS: TGEN OSCI PL

SUBJECT: SMITHSONIAN SFCP: PROPOSED PAN AGREEMENT

REF: STATE 16263 AND WARSAW 811

1. PAN FOREIGN COOPERATION DIRECTOR GROMEK PROVIDED
SCIATT MARCH 19 POLISH TEXT OF DRAFT SMITHSONIAN-PAN
AGREEMENT WHICH HAS BEEN TRANSLATED BY EMBASSY AS FOLLOWS:

QUOTE AGREEMENT ON SCIENTIFIC AND TECHNOLOGICAL
COOPERATION BETWEEN THE POLISH ACADEMY OF SCIENCES AND
THE SMITHSONIAN INSTITUTION

THE POLISH ACADEMY OF SCIENCES AND THE SMITHSONIAN
INSTITUTION RECOGNIZING THAT SCIENTIFIC AND TECHNOLOGICAL
COOPERATION WILL CONTRIBUTE TO THE DEVELOPMENT OF
SCIENCE AND STRENGTHEN THE BONDS OF FRIENDSHIP TO THEIR
MUTUAL BENEFIT, AND
DESIRING TO PROMOTE CLOSER COOPERATION BETWEEN POLISH
AND AMERICAN INSTITUTIONS, LABORATORIES AND RESEARCH' CENTERS
OF BOTH COUNTRIES IN THE FIELDS OF INTEREST TO
UNCLASSIFIED

UNCLASSIFIED

PAGE 02 WARSAW 01556 211243Z

BOTH PARTIES HAVE AGREED AS FOLLOWS:

ARTICLE I

THIS AGREEMENT IS SUBJECT TO THE GENERAL PRINCIPLES ACCEPTED BY BOTH GOVERNMENTS IN THE AGREEMENT ON SCIENTIFIC AND TECHNOLOGICAL COOPERATION OF OCTOBER 31, 1972 AND TO INTERNAL REGULATIONS CURRENTLY IN FORCE IN BOTH INSTITUTIONS.

ARTICLE II

THE POLISH ACADEMY OF SCIENCES AND THE SMITHSONIAN INSTITUTION WILL PURSUE A PROGRAM OF MUTUAL SCIENTIFIC AND TECHNOLOGICAL COOPERATION TO EXCHANGE IDEAS, INFORMATION, SKILLS AND TECHNIQUES TO COLLABORATE ON PROBLEMS OF MUTUAL INTEREST AND TO WORK TOGETHER IN APPROPRIATE SCIENTIFIC CENTERS. TO THE EXTENT THAT BOTH PARTIES MAY AGREE, THIS COOPERATION WILL INCLUDE:

1. REALIZATION OF JOINT RESEARCH PROJECTS AND TRAINING IN SCIENCE AND TECHNOLOGY,

2. TRAVEL AND PARTICIPATION IN INTERNATIONAL SCIENTIFIC MEETINGS.

ARTICLE III

THESE COOPERATIVE ACTIVITIES WILL BE UNDERTAKEN IN AREAS OF MUTUAL INTEREST TO BOTH PARTIES TO THIS AGREEMENT. THESE AREAS OF MUTUAL INTEREST WILL BE SET FORTH IN THE ANNEX TO THIS AGREEMENT, AND THE CONTENTS OF THIS ANNEX MAY BE SUBJECT TO CHANGE UPON MUTUAL CONSENT OF BOTH PARTIES. AT THE SAME TIME, BOTH PARTIES FURTHER AGREE THAT COOPERATION UNDER THIS AGREEMENT WILL NOT BE LIMITED EXCLUSIVELY TO AREAS LISTED IN THE ANNEX, BUT THAT PROPOSALS IN ALL SCIENTIFIC AREAS MAY BE CONSIDERED IF THEY ARE OF SPECIAL MERIT OR INTEREST.

ARTICLE IV

UNCLASSIFIED

UNCLASSIFIED

PAGE 03 WARSAW 01556 211243Z

SPECIFIC CONDITIONS FOR THE REALIZATION OF MUTUALLY AGREED RESEARCH PROJECTS BETWEEN RESPECTIVE SCIENTIFIC INSTITUTIONS AND APPROVED BY THE POLISH ACADEMY OF SCIENCES AND SMITHSONIAN INSTITUTION WILL BE OUTLINED IN THE SCIENTIFIC PROJECT PROPOSALS BASED UPON THE GENERAL PRINCIPLES OF THIS AGREEMENT.

ARTICLE V

THE POLISH SCIENTIFIC INSTITUTIONS WILL PARTICIPATE IN THE COSTS OF RESEARCH PROJECTS IN ACCORDANCE WITH APPLICABLE POLISH FINANCIAL, BUDGETARY AND OTHER REGULATIONS. SMITHSONIAN INSTITUTION WILL PARTICIPATE IN THE COSTS OF RESEARCH PROJECTS THROUGH INDIVIDUAL GRANTS USING U.S. GOVERNMENT-OWNED POLISH CURRENCIES OR SUCH OTHER FINANCIAL AND OTHER RESOURCES AS MAY BE AGREE UPON BETWEEN THE TWO PARTIES.

ARTICLE VI

THE POLISH ACADEMY OF SCIENCES, THROUGH ITS DEPARTMENT OF FOREIGN COOPERATION, WILL COORDINATE AND FACILITATE THE SCIENTIFIC COOPERATION UNDER THIS AGREEMENT BETWEEN THE SMITHSONIAN INSTITUTION AND THE POLISH SCIENTIFIC INSTITUTIONS. A ONE PER CENT SURCHARGE WILL BE APPLIED FOR THE COST OF COORDINATION IN THE BUDGETS OF THE RESEARCH PROJECTS.

ALL ADMINISTRATIVE WORK WILL BE DONE BY THE DEPARTMENT OF FOREIGN SCIENTIFIC COOPERATION OF THE POLISH ACADEMY OF SCIENCES AND THE SMITHSONIAN INSTITUTION THROUGH THE AMERICAN EMBASSY IN WARSAW AND THE EMBASSY OF THE POLISH PEOPLE'S REPUBLIC IN WASHINGTON.

ARTICLE VII

SCIENTIFIC AND TECHNOLOGICAL INFORMATION DERIVED FROM THE COOPERATIVE ACTIVITY UNDER THIS AGREEMENT SHALL BE MADE AVAILABLE TO THE WORLD SCIENTIFIC COMMUNITY ACCORDING TO THE CUSTOMARY RULES AND FORMS OF INTERNATIONAL SCIENTIFIC INFORMATION EXCHANGE.

WHERE THE RESULTS OF SCIENTIFIC OR TECHNOLOGICAL
UNCLASSIFIED

UNCLASSIFIED

PAGE 04 WARSAW 01556 211243Z

COOPERATION UNDER THIS AGREEMENT MAY BE SUBJECT TO COPYRIGHT OR PATENT PROTECTION, EACH OF THE SIDES SHALL HOLD THIS EXCLUSIVELY IN ITS OWN COUNTRY AND THE POSSESSION OF SUCH RIGHTS WITH RESPECT TO OTHER COUNTRIES SHALL BE THE SUBJECT OF SEPARATE WRITTEN UNDERSTANDING IN ACCORDANCE WITH THE LAWS AND REGULATIONS OF BOTH PARTIES.

ARTICLE VIII

BOTH PARTIES SHALL PERIODICALLY CONDUCT JOINT REVIEWS OF THE DEVELOPMENT OF THE COOPERATIVE PROGRAM CONTEMPLATED BY THIS AGREEMENT.

ARTICLE IX

IN THE FULFILLMENT OF THIS AGREEMENT, EACH OF THE PARTIES SHALL FACILITATE THE ACCOMPLISHMENT OF FORMALITIES CONNECTED WITH EXCHANGE OF PERSON OR IMPORT AND EXPORT OF MATERIALS AND EQUIPMENT THROUGH COLLABORATION WITH THE APPROPRIATE COMPETENT AUTHORITIES.

ARTICLE X

THE CHANGE OF GENERAL PRINCIPLES TO WHICH THIS AGREEMENT IS SUBJECT OR THE EXPIRATION, CANCELLATION AND/OR AMENDMENT OF THIS AGREEMENT SHALL NOT AUTOMATICALLY AFFECT RESEARCH PROJECTS IN FORCE, AND SUCH PROJECTS UPON AGREEMENT OF BOTH PARTIES SHALL BE CONTINUED IN ACCORDANCE WITH PREVIOUSLY AGREED SCHEDULES, PROJECT PLANS AND FINANCIAL CONDITIONS.

ARTICLE XI

THIS AGREEMENT MAY BE AMENDED UPON MOTION BY EITHER PARTY IN WRITING, SUBJECT TO ACCEPTANCE OF THE PROPOSED AMENDMENT BY THE OTHER PARTY.

ARTICLE XII

THIS AGREEMENT SHALL ENTER INTO FORCE UPON SIGNATURE AND UNCLASSIFIED

UNCLASSIFIED

PAGE 05 WARSAW 01556 211243Z

SHALL REMAIN IN FORCE UNTIL CANCELLATION BY EITHER PARTY. IN CASE OF CANCELLATION, NOTICE SHOULD BE GIVEN NINETY DAYS PRIOR TO THE DESIRED TERMINATION DATE BY NOTIFICATION IN WRITING BY ONE PARTY TO THE OTHER PARTY.

DONE IN THIS DAY OF 1974 IN
THE ENGLISH AND POLISH LANGUAGES, BOTH TEXTS HAVING EQUAL AUTHENTICITY.

FOR THE POLISH ACADEMY OF SCIENCES
FOR THE SMITHSONIAN INSTITUTION UNQUOTE

2. EMBASSY PERCEIVES NO OBJECTION TO POLISH DRAFT, WHICH IS CLOSELY MODELLED ON NSF-PAN MEMORANDUM OF UNDERSTANDING SIGNED SEPTEMBER 19, 1973. GROMEK STATED PAN AWAITS SMITHSONIAN SUGGESTIONS FOR LIST OF AREAS OF MUTUAL INTEREST AS CALLED FOR IN ARTICLE III OF POLISH DRAFT. HE EXPRESSED OPINION THAT AREAS SHOULD BE FAIRLY WELL DEFINED TO AVOID OVERLAP WITH NSF-PAN PROJECTS: E.G., "BIOLOGY" AND "PHYSICS" MIGHT BE TOO BROAD, WHEREAS "PALEOBIOLOGY" AND "ASTROPHYSICS" WOULD BE APPROPRIATE EXAMPLES OF SPECIFIC SMITHSONIAN-PAN INTEREST.

3. ASSUMING POLISH DRAFT ACCEPTABLE TO SMITHSONIAN,
GROMEK EXPRESSED HOPE FOR EARLY CONCLUSION OF AGREEMENT.
THIS COULD TAKE PLACE WHETHER OR NOT THERE IS PRIOR
AGREEMENT ON LIST OF AREAS OF MUTUAL INTEREST. GROMEK
STATED THE INITIAL IDEA WAS TO HAVE SCIENCE MINISTER
KACZMAREK, IN HIS CAPACITY AS PAN SCIENTIFIC SECRETARY,
SIGN AGREEMENT DURING SCHEDULED TRIP TO US THIS YEAR.
HOWEVER, IT NOW APPEARS THAT KACZMAREK VISIT DEFINITELY
POSTPONED UNTIL AT LEAST JULY. EMBASSY WOULD APPRECIATE
SMITHSONIAN SUGGESTIONS ON POSSIBLE TIMING AND VENUE
FOR CONCLUSION OF AGREEMENT.
DAVIES

UNCLASSIFIED

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: SCIENTIFIC COOPERATION, AGREEMENT DRAFT, ITINERARY, TECHNICAL ASSISTANCE, SCIENTIFIC VISITS
Control Number: n/a
Copy: SINGLE
Draft Date: 21 MAR 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974WARSAW01556
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D740060-0569
From: WARSAW
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19740324/aaaaawtf.tel
Line Count: 235
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION SMI
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 5
Previous Channel Indicators:
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: STATE 16263 AND WARSAW 811
Review Action: RELEASED, APPROVED
Review Authority: elyme
Review Comment: n/a
Review Content Flags:
Review Date: 11 JUL 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <11 JUL 2002 by elbezefj>; APPROVED <10 DEC 2002 by elyme>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: SMITHSONIAN SFCP: PROPOSED PAN AGREEMENT
TAGS: TGEN, OSCI, PL
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005